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02 FC:2202 -45.00 DP
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Adjustment date: 04/16/2004 CNGUYEN 12/24/2003 ARDUF01 00000019 10644274 04 FC:2251 -55.00 OP Practitioner's Docket No. 740789-054350

DA 4 (5)

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michael Boger; Mark Holbrook; David Heason; Florian L'Hostis; David

Reeve

Application No.:

10/644,274

Group No.: 08/20/20003

Filed: For:

08/20/2003

Examiner: To be assigned

CONTROL OF ETCH AND DEPOSITION PROCESSES

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a) and 1.10)

I hereby certify that this correspondence:

1. Transmittal Form (1 pg.);

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3. Fee Transmittal (1 pg.);

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APR 1 9 2004

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Signature

Nicole M. Gignac

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/644,274 TRANSMITTAL Filing Date 08/20/2003 **FORM** First Named Inventor M. Boger Art Unit (to be used for all correspondence after initial filing) 2812 **Examiner Name** To be assigned Attorney Docket Number 740789-054350 Total Number of Pages in This Submission

	ENCLOSURES (Check all that apply)								
	Fee Transmittal Form  X Fee Attached  Amendment/Reply  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Information Disclosure Statement	Drawing(s)  Licensing-related Papers  Petition  Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address  Terminal Disclaimer  Request for Refund  CD, Number of CD(s)	After Allowance Communication to Group  Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter  X Other Enclosure(s) (please Identify below): Payment of Deficiency Owed and Itemization Required - CFR 1.28(c)(2)(ii); Certificate of Mailing; Return Receipt Postcard.						
	Certified Copy of Priority Document(s)  Response to Missing Parts/ Incomplete Application  Response to Missing Parts under 37 CFR 1.52 or 1.53	The Commissioner is authorized to charge fee deficiencies or credit overpayments to the Nixon Peabody LLP Deposit Account No. 50-0850.							
	SIGNA	TURE OF APPLICANT, ATTORNEY, O	R AGENT						
Firm or Individual name David S. Resnick NIXQN PEABODY LLP, 100 Summer Street, Boston, MA 02110									
Signat	ure //	- 							
Date.	4/13/04								

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Typed or printed name				
7,	Nicole M. Gignac	/		
Signature	Micole M	Agri.	Date	04/13/2004

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# for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

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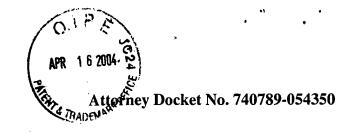
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Application Number	10/644,274	RECEIVED
Filing Date	08/20/2003	- ILOCIVED
First Named Inventor	M. Boger	APR 1 9 2004
Examiner Name	To be assigned	
Art Unit	2812	OFFICE OF PETITIONS
Attorney Docket No.	740789-054350	

METH	FEE CALCULATION (continued)						
X Check				L FEE	-		
X Deposit Account:					Entity		
Deposit		Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
Account Number	50-0850	1051	130	2051	65	Surcharge - late filing fee or oath	
Deposit Account	NIXON PEABODY LLP	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
. Name The Director i	s authorized to: (check all that apply)	1053	130	1053		Non-English specification	
	(s) indicated below X Credit any overpayments	1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
=	y additional fee(s) or any underpayment of fee(s)	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
Charge fee	c(s) indicated below, except for the filing fee lentified deposit account.	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
to the above-io		1251	110	2251	55	Extension for reply within first month	
4 54010 5	FEE CALCULATION	1252	420	2252	210	Extension for reply within second month	
1. BASIC F Large Entity		1253	950	2253	475	Extension for reply within third month	
Fee Fee	Fee Fee Fee Description Fee Paid	1254	1,480	2254	740	Extension for reply within fourth month	
Code (\$) 1001 770	Code (\$) 2001 385 Utility filing fee	1255	2,010	2255	1,005	Extension for reply within fifth month	
1002 340	2002 170 Design filing fee	1401	330	2401	165	Notice of Appeal	
1003 530	2003 265 Plant filing fee	1402	330	2402	165	Filing brief in support of an appeal	
1004 770	2004 385 Reissue filing fee	1403	290	2403	145	Request for oral hearing	
1005 160	2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
	SUBTOTAL (1)(\$)	1452	110	2452	55	Petition to revive - unavoidable	
		1453	1,330	2453	665	Petition to revive - unintentional	
2. EXTRA	CLAIM FEES FOR UTILITY AND REISSUE	1501	1,330	2501	665	Utility issue fee (or reissue)	
	Extra Claims below Fee Paid	1502	480	2502	240	Design issue fee	
Total Claims Independent	-20** = X = =	1503	640	2503	320	Plant issue fee	
Claims	-3** = L X L = L	1460	130	1460	130	Petitions to the Commissioner	
Multiple Depe	ndent	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
Large Entity Fee Fee	Small Entity Fee Fee Fee Description	1806	180	1806	180	Submission of Information Disclosure Stmt	
Code (\$)	Code (\$)	8021	40	.8021	40	Recording each patent assignment per property (times number of properties)	
1202 18	2202 9 Claims in excess of 20	1809	770	2809	385	Filing a submission after final rejection	
1201 86	2201 43 Independent claims in excess of 3 2203 145 Multiple dependent claim, if not paid	4040	770	0040	205	(37 CFR 1.129(a))	<del></del>
1203 290		1810	770	2810	305	For each additional invention to be examined (37 CFR 1.129(b))	
1204 86	2204 43 ** Reissue independent claims over original patent	1801	770	2801	385	Request for Continued Examination (RCE)	
1205 18	1802	900	1802	900	Request for expedited examination of a design application		
	and over original patent				C.F.I	R. 1.28(c)(2)(ii)	550.00
**or numbe	SUBTOTAL (2) (\$)  **or number previously paid, if greater, For Reissues, see above				Filing F	Fee Paid SUBTOTAL (3) (\$)	550.00

SUBMITTED BY		(Complete (if applicable)		
Name (Print/Type)	David S. Resnick	Registration No. (Attorney/Agent) 34,235	Telephone	(617) 345-6057
Signature	11/2		Date	04/13/2004

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De Included on this form. Frovide credit card information and authorization of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant** 

: BOGER, M. et al.

Serial No

: 10/644,274

Examiner

:To be assigned

Filed

: 08/20/2003

Art Unit

: 2812

APR 1 9 2004

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4/13/0

Nicole M. Gignac

(type or print name of person mailing paper)

Signature of person mailing paper

# PAYMENT OF DEFICIENCY OWED AND ITEMIZATION REQUIRED UNDER 37 CFR 1.28(c)(2)(ii)

Small entity fees were erroneously paid in the above-identified Application.

Fees	Small Entity	Date of Small	Current Non-	Deficiency	
	Fee Paid	Entity Fee	<b>Small Entity Fee</b>	Payment	
		Payment		Owed	
Basic Filing Fee	\$385.00	12/16/03	\$770.00	\$385.00	
Extra Claim Fees	\$45.00	12/16/03	\$90.00	\$45.00	
Surcharge –late	\$65.00	12/16/03	\$130.00	\$65.00	
filing fee					
Extension for reply	\$55.00	12/16/03	\$110.00	\$55.00	
within first month					
TOTAL	\$550.00		\$1,100.00	\$550.00	

04/16/2004 CNGUYEN 00000077 10644274

01 FC:1001 02 FC:1051 03 FC:1202 04 FC:1251 770.00 OP 130.00 OP 90.00 OP 110.00 OP Applicants

: Boger, M. et al.

Serial No

: 10/644,274

Examiner

: To be assigned

Filed For

: 08/20/2003

Art Unit

: 2812

: CONTROL OF ETCH AND DEPOSITION PROCESSES

Should any fees associated with the submission be required, the Commissioner is authorized to charge the missing fee to our Deposit Account No. 50-0850. Any overpayments should be credited to said Deposit Account.

Respectfully submitted,

David S. Resnick (Reg. No. 34,235)

NIXON PEABODY LLP 100 Summer Street

Boston, MA 02110

(617) 345-6057